

STATE OF WISCONSIN
Assembly Journal
Eighty-Eighth Regular Session

9:30 A.M.

THURSDAY, February 11, 1988

The assembly met.

Speaker Loftus in the chair.

The prayer was offered by Representative Schneiders.

Representative Fergus led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Bradley, Brancel, Brandemuehl, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Farrow, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Merkt, Musser, Nelsen, Neubauer, Notestein, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Tregoning, Turba, Underheim, Van Dreel, Van Gorden, Vergeront, Volk, Walling, Welch, Williams, Wimmer, Wineke, Wood, York, Young, Zeuske, Zweck and Speaker Loftus — 97.

Absent — None.

Absent with leave — Travis and Vanderperren — 2.

Vacancies — None.

AMENDMENTS OFFERED

Assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 99** offered by Joint Committee on Finance.

Assembly amendment 2 to assembly substitute amendment 2 to **Assembly Bill 99** offered by Joint Committee on Finance.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 682** offered by Representative Welch.

Assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 682** offered by Representative Welch.

Assembly amendment 1 to **Assembly Bill 811** offered by committee on Commerce and Consumer Affairs.

COMMITTEE REPORTS

The committee on Labor reports and recommends:

Assembly Bill 916

Relating to exceptions to the fair employment law concerning discrimination on the basis of creed.

Passage: Ayes: (13) Noes: (0)

To calendar.

JOSEPH LOOBY
Chairperson

LEAVES OF ABSENCE

Representative Hauke asked unanimous consent for a leave of absence for today's session for Representatives Travis and Vanderperren. Granted.

Representative Thompson asked unanimous consent that the assembly stand recessed for thirty minutes. Granted.

The assembly stood recessed.

9:45 A.M.

RECESS

11:00 A.M.

The assembly reconvened.

MOTIONS

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 916** be withdrawn from the calendar of Monday, February 15 and taken up at this time. Granted.

Assembly Bill 916

Relating to exceptions to the fair employment law concerning discrimination on the basis of creed.

The question was: Shall **Assembly Bill 916** be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 916** be given a third reading. Granted.

The question was: **Assembly Bill 916** having been read three times, shall the bill be passed?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 916** be immediately messaged to the senate. Granted.

CALENDAR OF THURSDAY, FEBRUARY 11

Assembly Joint Resolution 66

Relating to meat and dairy products from foreign nations.

The question was: Shall assembly amendment 1 to **Assembly Joint Resolution 66** be adopted?

Motion carried.

The question was: Shall **Assembly Joint Resolution 66** be adopted?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 66** be immediately messaged to the senate. Granted.

Assembly Bill 493

Relating to requiring the office of the commissioner of insurance to prepare social and financial impact reports for bills mandating insurance coverage of health care treatments or services.

Representative Hauke asked unanimous consent that **Assembly Bill 493** be laid on the table. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 443** be withdrawn from the committee on Financial Institutions and Insurance and taken up at this time. Granted.

Senate Bill 443

Relating to requiring the office of the commissioner of insurance to prepare social and financial impact reports for bills mandating insurance coverage of health care treatments or services.

The question was: Shall **Senate Bill 443** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 443** be given a third reading. Granted.

Representative Hauke asked unanimous consent that **Senate Bill 443** be referred to the Joint Committee on Finance.

Representative Welch objected.

POINT OF ORDER

Representative Hauke rose to the point of order that **Senate Bill 443** was required to be referred to the Joint Committee on Finance.

The speaker took the point of order under advisement.

Assembly Bill 499

Relating to creating a Yahara watershed management district, authorizing a tax and granting rule-making authority.

Assembly amendment 1 to assembly amendment 5 to **Assembly Bill 499** offered by Representatives Clarenbach and Radtke.

The question was: Shall assembly amendment 1 to assembly amendment 5 to **Assembly Bill 499** be adopted?

Motion carried.

The question was: Shall assembly amendment 5 to **Assembly Bill 499** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 499** be ordered engrossed and read a third time?

Motion carried.

Representative Medinger asked unanimous consent that the rules be suspended and that **Assembly Bill 499** be given a third reading. Granted.

Representative Schultz moved indefinite postponement of **Assembly Bill 499**.

Representative Schultz withdrew his motion.

Representative Schultz moved that **Assembly Bill 499** be laid on the table.

The question was: Shall **Assembly Bill 499** be laid on the table?

The roll was taken.

The result follows:

Ayes — Bradley, Brancel, Brandemuehl, Deininger, Farrow, Foti, Gard, Goetsch, Huelsman, Johnsrud, Junkermann, Ladwig, Larson, Lepak, Margaret Lewis, McEssy, Merkt, Musser, Nelsen, Panzer, Paulson, Porter, Prosser, Rosenzweig, Schmidt, Schneiders, Schober, Schultz, Tregoning, Turba, Underheim, Van Dreel, Van Gorden, Vergeront, Walling, Welch, Wimmer and York — 38.

Noes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Byers, Carpenter.

Clarenbach, Coggs, M., Coggs, S., Coleman, Fergus, Fortis, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Krug, Krusick, Kunicki, Mark Lewis, Linton, Looby, Magnuson, Medinger, Neubauer, Notestein, Ott, Ourada, Potter, Radtke, Roberts, Robinson, Robson, Rutkowski, Schneider, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Volk, Williams, Wineke, Wood, Young, Zeuske, Zweck and Speaker Loftus — 59.

Absent or not voting — Travis and Vanderperren — 2.

Motion failed.

The question was: **Assembly Bill 499** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Fergus, Fortis, Grobschmidt, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Johnsrud, Krug, Krusick, Kunicki, Mark Lewis, Linton, Looby, Magnuson, Medinger, Neubauer, Notestein, Ott, Ourada, Potter, Prosser, Radtke, Roberts, Robinson, Robson, Rutkowski, Schneider, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Underheim, Van Dreel, Williams, Wineke, Wood, Young, Zeuske, Zweck and Speaker Loftus — 62.

Noes — Bradley, Brancel, Brandemuehl, Farrow, Foti, Gard, Goetsch, Gronemus, Huelsman, Junkermann, Ladwig, Larson, Lepak, Margaret Lewis, McEssy, Merkt, Musser, Nelsen, Panzer, Paulson, Porter, Rosenzweig, Schmidt, Schneiders, Schober, Schultz, Tregoning, Turba, Van Gorden, Vergeront, Volk, Walling, Welch, Wimmer and York — 35.

Absent or not voting — Travis and Vanderperren — 2.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 499** be immediately messaged to the senate. Granted.

Assembly Bill 582

Relating to suspension and revocation of operating privileges.

The question was: Shall **Assembly Bill 582** be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 582** be given a third reading. Granted.

The question was: **Assembly Bill 582** having been read three times, shall the bill be passed?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 582** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 910** be withdrawn from the calendar of Thursday, February 11 and taken up at this time. Granted.

Assembly Bill 910

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Attorneys Association, Inc., for the 1987-89 biennium, covering employes in the professional legal collective bargaining unit, and authorizing an expenditure of funds.

The question was: Shall **Assembly Bill 910** be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 910** be given a third reading. Granted.

The question was: **Assembly Bill 910** having been read three times, shall the bill be passed?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 910** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 911** be withdrawn from the calendar of Thursday, February 11 and taken up at this time. Granted.

Assembly Bill 911

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin Science Professionals, AFT, Local 3732, for the 1987-89 biennium, covering employes in the professional science collective bargaining unit, and authorizing an expenditure of funds.

The question was: Shall **Assembly Bill 911** be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 911** be given a third reading. Granted.

The question was: **Assembly Bill 911** having been read three times, shall the bill be passed?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 911** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 912** be withdrawn from the calendar of Thursday, February 11 and taken up at this time. Granted.

Assembly Bill 912

Relating to the salary of the secretary of employe trust funds.

The question was: Shall **Assembly Bill 912** be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 912** be given a third reading. Granted.

The question was: **Assembly Bill 912** having been read three times, shall the bill be passed?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 912** be immediately messaged to the senate. Granted.

Speaker pro tempore Clarenbach in the chair.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 913** be withdrawn from the calendar of Thursday, February 11 and taken up at this time. Granted.

Assembly Bill 913

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 1987-89 biennium, covering employes in the professional research, statistics and analysis collective bargaining unit, and authorizing an expenditure of funds.

The question was: Shall **Assembly Bill 913** be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 913** be given a third reading. Granted.

The question was: **Assembly Bill 913** having been read three times, shall the bill be passed?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 913** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 581** be withdrawn from the calendar of Thursday, February 11 and taken up at this time. Granted.

Assembly Bill 581

Relating to reporting deaths resulting from motor vehicle accidents and taking of blood specimens from certain accident victims.

Assembly amendment 1 to **Assembly Bill 581** offered by Representatives Krug and Hasenohrl.

The question was: Shall assembly amendment 1 to **Assembly Bill 581** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 581** be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 581** be given a third reading. Granted.

The question was: **Assembly Bill 581** having been read three times, shall the bill be passed?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 581** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the assembly stand recessed until 1:30 P.M. Granted.

The assembly stood recessed.

12:05 P.M.

RECESS

1:30 P.M.

The assembly reconvened.

Representative Hauke asked unanimous consent for a quorum call. Granted.

A quorum was present.

Speaker pro tempore Clarenbach in the chair.

Assembly Bill 682

Relating to discontinuing the indexing of the motor fuel and special fuel taxes.

Assembly substitute amendment 1 to **Assembly Bill 682** offered by Representatives Loftus and Lepak.

Assembly substitute amendment 2 to **Assembly Bill 682** offered by Representatives Walling, Junkermann, Musser and Larson.

Representative Tregoning moved that **Assembly Bill 682** be referred to the committee on Transportation.

The question was: Shall **Assembly Bill 682** be referred to the committee on Transportation?

The roll was taken.

The result follows:

Ayes — Berndt, Bolle, Boyle, Brancel, Brandemuehl, Byers, Farrow, Fergus, Gard, Goetsch, Hamilton, Hasenohrl, Hauke, Huelsman, Johnsrud, Junkermann, Kunicki, Larson, Linton, Merkt, Musser, Nelsen, Ourada, Panzer, Potter, Prosser, Roberts, Robinson, Rosenzweig, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Tregoning, Turba, Underheim, Van Gorden, Vergeront, Walling, Welch, Wimmer, York and Zeuske — 45.

Noes — Antaramian, Barca, Barrett, Becker, Bell, Black, Bock, Bradley, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Fortis, Foti, Grobschmidt, Gronemus, Gruszynski, Holperin, Holschbach, Hubler, Krug, Krusick, Ladwig, Lepak, Margaret Lewis, Mark Lewis, Looby, McEssy, Magnuson, Medinger, Neubauer, Notestein, Ott, Paulson, Porter, Radtke, Robson, Rutkowski, Seery, Swoboda, Tesmer, Thompson, Van Dreel, Volk, Williams, Wineke, Wood, Young, Zweck and Speaker Loftus — 52.

Absent or not voting — Travis and Vanderperren — 2.

Motion failed.

Representative Loftus moved rejection of assembly substitute amendment 2 to **Assembly Bill 682**.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 682** be rejected?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Black, Bock, Bolle, Brandemuehl, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Farrow, Fergus, Fortis, Gard, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Huelsman, Krug, Krusick, Kunicki, Ladwig, Lepak, Mark Lewis, Looby, Magnuson, Medinger, Neubauer, Notestein, Panzer, Porter, Potter, Prosser, Radtke, Roberts, Robson, Rutkowski, Schneider, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Van Dreel, Williams, Wineke, Wood, Young and Speaker Loftus — 58.

Noes — Berndt, Boyle, Bradley, Brancel, Foti, Goetsch, Grobschmidt, Gronemus, Hubler, Johnsrud, Junkermann, Larson, Margaret Lewis, Linton, McEssy, Merkt, Musser, Nelsen, Ott, Ourada, Paulson, Robinson, Rosenzweig, Schmidt, Schneiders, Schober, Schultz, Tregoning, Turba, Underheim, Van Gorden, Vergeront, Volk, Walling, Welch, Wimmer, York, Zeuske and Zweck — 39.

Absent or not voting — Travis and Vanderperren — 2.

Motion carried.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 682** offered by Representatives Foti and Lepak.

Representative Loftus moved rejection of assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 682**.

POINT OF ORDER

Representative Prosser rose to the point of order that **Assembly Bill 682** was required to be referred to the Joint Committee on Finance under section 13.093 of the Wisconsin Statutes.

The chair (speaker pro tempore Clarenbach) ruled the point of order not well taken.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 682** be rejected?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Bradley, Brancel, Brandemuehl, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Farrow, Fergus, Fortis, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krug, Krusick, Kunicki, Ladwig, Larson, Margaret Lewis, Mark Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Merkt, Musser, Nelsen, Neubauer, Notestein, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Tregoning, Turba, Underheim, Van Dreel, Van Gorden, Vergeront, Volk, Walling, Welch, Williams, Wimmer, Wineke, Wood, York, Young, Zeuske, Zweck and Speaker Loftus — 94.

Noes — Foti, Lepak and Schmidt — 3.

Absent or not voting — Travis and Vanderperren — 2.

Motion carried.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 682** offered by Representative Walling.

Representative Loftus moved rejection of assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 682**.

Representative Schneider moved that **Assembly Bill 682** be referred to the Joint Committee on Finance.

The question was: Shall **Assembly Bill 682** be referred to the Joint Committee on Finance?

The roll was taken.

The result follows:

Ayes — Berndt, Bolle, Boyle, Brancel, Brandemuehl, Byers, Deininger, Farrow, Gard, Goetsch, Grobschmidt, Gronemus, Hamilton, Hasenohrl, Hauke, Holschbach, Huelsman, Johnsrud, Junkermann, Kunicki, Larson, Linton, Merkt, Musser, Nelsen, Ott, Ourada, Panzer, Paulson, Potter, Prosser, Roberts, Robinson, Rosenzweig, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Tregoning, Turba, Underheim, Van Gorden, Vergeront, Volk, Walling, Welch, Wimmer, York, Zeuske and Zweck — 52.

Noes — Antaramian, Barca, Barrett, Becker, Bell, Black, Bock, Bradley, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Fergus, Fortis, Foti, Gruszynski, Holperin, Hubler, Krug, Krusick, Ladwig, Lepak, Margaret Lewis, Mark Lewis, Looby, McEssy, Magnuson, Medinger, Neubauer, Notestein, Porter, Radtke, Robson, Rutkowski, Seery, Swoboda, Tesmer, Thompson, Van Dreel, Williams, Wineke, Wood, Young and Speaker Loftus — 45.

Absent or not voting — Travis and Vanderperren — 2.

Motion carried.

Representative Loftus moved that the rules be suspended and that **Assembly Bill 682** be withdrawn from the Joint Committee on Finance and taken up at this time.

The question was: Shall the rules be suspended and **Assembly Bill 682** be withdrawn from the Joint Committee on Finance and taken up at this time?

The roll was taken.

The result follows:

Ayes — Barrett, Becker, Bell, Black, Bock, Bradley, Carpenter, Clarenbach, Coggs, M., Coleman, Fergus, Fortis, Gronemus, Gruszynski, Hauke, Holperin, Hubler, Krug, Krusick, Kunicki, Ladwig, Lepak, Linton, Looby, McEssy, Magnuson, Medinger, Neubauer, Notestein, Paulson, Radtke, Robson, Rutkowski, Seery, Swoboda, Tesmer, Thompson, Van Dreel, Williams, Wineke, Wood, Young, Zweck and Speaker Loftus — 44.

Noes — Antaramian, Barca, Berndt, Bolle, Boyle, Brancel, Brandemuehl, Byers, Coggs, S., Deininger, Farrow, Foti, Gard, Goetsch, Grobschmidt, Hamilton, Hasenohrl, Holschbach, Huelsman, Johnsrud, Junkermann, Larson, Margaret Lewis, Mark Lewis, Merkt, Musser, Nelsen, Ott, Ourada, Panzer, Porter, Potter, Prosser, Roberts, Robinson, Rosenzweig, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Tregoning, Turba, Underheim, Van Gorden, Vergeront, Volk, Walling, Welch, Wimmer, York and Zeuske — 53.

Absent or not voting — Travis and Vanderperren — 2.

Motion failed.

Assembly Bill 801

Relating to permitting law enforcement officers to take truants into custody.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 801** offered by Representatives Krusick, Potter, York and Bock.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 801** be adopted?

Motion carried.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 801** offered by Representatives Krusick, Potter and York.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 801** be adopted?

Motion carried.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 801** offered by Representatives Notestein, York, Krusick, Bock, Bell, M. Coggs, Williams, Young, Carpenter, Barca and S. Coggs.

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 801** be adopted?

Motion carried.

Assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 801** offered by Representatives Notestein, Barrett, York, Bock, Young, Bell, Williams, S. Coggs and M. Coggs.

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 801** be adopted?

Motion carried.

Assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 801** offered by Representatives Notestein, York, Volk, Bell, Fortis, Wineke, Williams, Bock, Hubler, M. Coggs, Young, Carpenter, Van Dreel, Barca, Hamilton, S. Coggs, Krug, Fergus, Holschbach, Becker, Boyle, Robson, Huelsman and Farrow.

Representative Krusick moved rejection of assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 801**.

The question was: Shall assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 801** be rejected?

The roll was taken.

The result follows:

Ayes — Antaramian, Berndt, Bradley, Brancel, Brandemuehl, Coleman, Deininger, Foti, Gard, Grobschmidt, Gronemus, Hauke, Krusick, Ladwig, Larson, Lepak, Magnuson, Merkt, Musser, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Rosenzweig, Rutkowski, Schmidt, Schneider, Shoemaker, Swoboda, Tesmer, Thompson, Turba and Welch — 38.

Noes — Barca, Barrett, Becker, Bell, Black, Bolle, Boyle, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Farrow, Fergus, Fortis, Goetsch, Gruszynski, Hamilton, Hasenohrl, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krug, Kunicki, Margaret Lewis, Mark Lewis, Linton, Looby, McEssy, Medinger, Nelsen, Neubauer, Notestein, Robinson, Robson, Schneiders, Schober, Schultz, Seery, Underheim, Van Dreel, Van Gorden, Volk, Walling, Williams, Wimmer, Wineke, Wood, York, Young, Zeuske, Zweck and Speaker Loftus — 56.

Absent or not voting — Bock, Travis, Tregoning, Vanderperren and Vergeront — 5.

Motion failed.

Representative Krusick moved that assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 801** be laid on the table.

The question was: Shall assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 801** be laid on the table?

The roll was taken.

The result follows:

Ayes — Antaramian, Berndt, Bradley, Brancel, Brandemuehl, Coleman, Deininger, Foti, Gard, Grobschmidt, Gronemus, Hauke, Krusick, Ladwig, Larson, Lepak, McEssy, Magnuson, Merkt, Musser, Ott, Ourada, Paulson, Porter, Potter, Prosser, Radtke, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Swoboda, Tesmer, Thompson, Turba and Welch — 38.

Noes — Barca, Barrett, Becker, Bell, Black, Bock, Bolle, Boyle, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Farrow, Fergus, Fortis, Goetsch, Gruszynski, Hamilton, Hasenohrl, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krug, Kunicki, Margaret Lewis, Mark Lewis, Linton, Looby, Medinger, Nelsen, Neubauer, Notestein, Panzer, Roberts, Robinson, Robson, Schober, Schultz, Seery, Underheim, Van Dreel, Van Gorden, Volk, Walling, Williams, Wimmer, Wineke, Wood, York, Young, Zeuske, Zweck and Speaker Loftus — 57.

Absent or not voting — Travis, Tregoning, Vanderperren and Vergeront — 4.

Motion failed.

The question was: Shall assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 801** be adopted?

Motion carried.

Assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 801** offered by Representatives Bock, Notestein, Young, S. Coggs, M. Coggs, Fortis and Williams.

Representative Krusick moved rejection of assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 801**.

Representative Krug moved that **Assembly Bill 801** be referred to the committee on Children and Human Services.

The question was: Shall **Assembly Bill 801** be referred to the committee on Children and Human Services?

The roll was taken.

The result follows:

Ayes — Black, Bock, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fergus, Fortis, Gronemus, Gruszynski, Hamilton, Hasenohrl, Holschbach, Junkermann, Krug, Kunicki, Mark Lewis, Linton, Neubauer, Notestein, Robinson, Robson, Seery, Thompson, Tregoning, Volk, Walling, Welch, Williams, Wineke, Wood, Young and Speaker Loftus — 33.

Noes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Bolle, Boyle, Bradley, Brancel, Brandemuehl, Byers, Coleman, Deininger, Farrow, Foti, Gard, Goetsch, Grobschmidt, Hauke, Holperin, Hubler, Huelsman, Johnsrud, Krusick, Ladwig, Larson, Lepak, Margaret Lewis, Looby, McEssy, Magnuson, Medinger, Merkt, Musser, Nelsen, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Tesmer, Turba, Underheim, Van Dreel, Van Gorden, Wimmer, York, Zeuske and Zweck — 63.

Absent or not voting — Travis, Vanderperren and Vergeront — 3.

Motion failed.

The question was: Shall assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 801** be rejected?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Bradley, Brancel, Brandemuehl, Coleman, Deininger, Farrow, Foti, Gard, Goetsch, Grobschmidt, Hamilton, Hauke, Holperin, Hubler, Huelsman, Johnsrud, Junkermann, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, McEssy, Magnuson, Merkt, Musser, Nelsen, Neubauer, Ott, Ourada, Panzer,

Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Tregoning, Turba, Underheim, Van Dreel, Van Gorden, Vergeront, Volk, Walling, Welch, Wimmer, Wineke, Wood, York, Zeuske and Zweck — 71.

Noes — Black, Bock, Bolle, Boyle, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fergus, Fortis, Gronemus, Gruszynski, Hasenohrl, Holschbach, Krug, Mark Lewis, Linton, Looby, Medinger, Notestein, Robson, Thompson, Williams, Young and Speaker Loftus — 26.

Absent or not voting — Travis and Vanderperren — 2.

Motion carried.

Assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 801** offered by Representatives Volk, Hubler, Linton and Boyle.

Representative Krusick moved rejection of assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 801**.

The question was: Shall assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 801** be rejected?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Bradley, Brancel, Brandemuehl, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Farrow, Foti, Gard, Goetsch, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Huelsman, Johnsrud, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Looby, McEssy, Magnuson, Medinger, Merkt, Musser, Nelsen, Neubauer, Notestein, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Tregoning, Turba, Underheim, Van Gorden, Vergeront, Walling, Welch, Williams, Wimmer, Wineke, York, Zweck and Speaker Loftus — 85.

Noes — Boyle, Fergus, Fortis, Hubler, Junkermann, Linton, Van Dreel, Volk, Wood, Young and Zeuske — 11.

Absent or not voting — Grobschmidt, Travis and Vanderperren — 3.

Motion carried.

Representative Grobschmidt asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 801** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 801** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Bolle, Boyle, Bradley, Brancel, Brandemuehl, Byers, Coleman, Deininger, Farrow, Fortis, Foti, Gard, Goetsch, Grobschmidt, Hamilton, Hasenohrl, Hauke, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krusick, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, McEssy, Magnuson, Merkt, Musser, Nelsen, Neubauer, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Tregoning, Turba, Underheim, Van Dreel, Van Gorden, Vergeront, Walling, Welch, Wimmer, Wood, York, Zeuske and Zweck — 77.

Noes — Black, Bock, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fergus, Gronemus, Gruszynski, Holperin, Krug, Kunicki, Medinger, Notestein, Robson, Volk, Williams, Wineke, Young and Speaker Loftus — 20.

Absent or not voting — Travis and Vanderperren — 2.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 801** be given a third reading.

Representative M. Coggs objected.

Representative Hauke moved that the rules be suspended and that **Assembly Bill 801** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 801** be given a third reading?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Becker, Bell, Bradley, Brancel, Brandemuehl, Byers, Coleman, Deininger, Farrow, Gard, Goetsch, Grobschmidt, Hamilton, Hasenohrl, Hauke, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krusick, Ladwig, Larson, Lepak, Mark Lewis, McEssy, Magnuson, Merkt, Musser, Nelsen, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Tesmer, Thompson, Tregoning, Turba, Underheim, Van Dreel, Van Gorden, Vergeront, Welch, Wimmer, York, Zeuske and Zweck — 64.

Noes — Barrett, Berndt, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fergus, Fortis, Foti, Gronemus, Gruszynski, Holperin, Krug, Kunicki, Margaret Lewis, Linton, Looby, Medinger, Neubauer, Notestein, Robson, Seery, Volk, Walling, Williams, Wineke, Wood, Young and Speaker Loftus — 32.

Absent or not voting — Black, Travis and Vanderperren — 3.

Motion carried.

The question was: **Assembly Bill 801** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Bolle, Boyle, Bradley, Brancel, Brandemuehl, Byers, Coleman, Deininger, Farrow, Foti, Gard, Goetsch, Grobschmidt, Hamilton, Hasenohrl, Hauke, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krusick, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, McEssy, Magnuson, Merkt, Musser, Nelsen, Neubauer, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Tregoning, Turba, Underheim, Van Dreel, Van Gorden, Vergeront, Walling, Welch, Wimmer, Wineke, York, Zeuske and Zweck — 76.

Noes — Black, Bock, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fergus, Fortis, Gronemus, Gruszynski, Holperin, Krug, Kunicki, Medinger, Notestein, Robson, Volk, Williams, Wood, Young and Speaker Loftus — 21.

Absent or not voting — Travis and Vanderperren — 2.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 801** be immediately messaged to the senate. Granted.

LEAVES OF ABSENCE

Representative Welch asked unanimous consent for a leave of absence for the balance of today's session for Representative Gard. Granted.

Senate Bill 271

Relating to revising the definition of "farm operation" and a correction in cross-references to definitions (suggested as remedial legislation by the department of agriculture, trade and consumer protection).

The question was: Shall **Senate Bill 271** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 271** be given a third reading. Granted.

The question was: **Senate Bill 271** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 271** be immediately messaged to the senate. Granted.

Senate Bill 476

Relating to establishing a speed limit of 65 miles per hour for certain freeways.

The question was: Shall assembly substitute amendment 1 to **Senate Bill 476** be rejected?

The roll was taken.

The result follows:

Ayes — Berndt, Bolle, Boyle, Brandemuehl, Clarenbach, Coggs, S., Farrow, Foti, Grobschmidt, Hamilton, Hasenohrl, Hauke, Huelsman, Johnsrud, Junkermann, Ladwig, Larson, Mark Lewis, Linton, McEssy, Merkt, Musser, Nelsen, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Tregoning, Turba, Underheim, Van Gorden, Welch, Williams, Wimmer, Wood, York and Zweck — 52.

Noes — Antaramian, Barca, Barrett, Becker, Bell, Black, Bock, Bradley, Brancel, Byers, Carpenter, Coggs, M., Coleman, Deininger, Fergus, Fortis, Goetsch, Gronemus, Gruszynski, Holperin, Holschbach, Hubler, Krug, Krusick, Kunicki, Lepak, Margaret Lewis, Looby, Magnuson, Medinger, Neubauer, Notestein, Ott, Ourada, Robson, Thompson, Van Dreel, Vergeront, Volk, Walling, Wineke, Young, Zeuske and Speaker Loftus — 44.

Absent or not voting — Gard, Travis and Vanderperren — 3.

Motion carried.

Assembly substitute amendment 2 to **Senate Bill 476** offered by Representative Tregoning.

The question was: Shall assembly substitute amendment 2 to **Senate Bill 476** be adopted?

Motion carried.

Assembly amendment 1 to assembly substitute amendment 2 to **Senate Bill 476** offered by Representative Radtke.

Representative Tregoning moved rejection of assembly amendment 1 to assembly substitute amendment 2 to **Senate Bill 476**.

The question was: Shall assembly amendment 1 to assembly substitute amendment 2 to **Senate Bill 476** be rejected?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Bradley, Brancel, Brandemuehl, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Deininger, Farrow, Fergus, Fortis, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Merkt, Musser, Nelsen, Neubauer, Notestein, Ourada, Panzer, Paulson, Porter, Potter, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Tregoning, Turba, Underheim, Van Dreel, Van Gorden, Volk, Walling, Williams, Wimmer, Wineke, Wood, York, Young, Zeuske, Zweck and Speaker Loftus — 84.

Noes — Barrett, Coleman, Foti, Ott, Prosser, Radtke, Schmidt, Vergeront and Welch — 9.

Absent or not voting — Gard, Johnsrud, Junkermann, Mark Lewis, Travis and Vanderperren — 6.

Motion carried.

Representative Mark Lewis asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Johnsrud asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

The question was: Shall **Senate Bill 476** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 476** be given a third reading. Granted.

The question was: **Senate Bill 476** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 476** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that **Assembly Bill 493** be taken from the table and re-referred to the committee on Rules. Granted.

RULING ON THE POINT OF ORDER

The speaker ruled that assembly amendment 3 to **Senate Bill 337** was not germane under Assembly Rule 54 and that the point of order raised by Representative Tesmer on Wednesday, February 10 was well taken.

The point of order on the germaneness of assembly amendment 4 to **Senate Bill 337** remained under advisement.

VISITORS

During today's session, the following visitors honored the assembly by their presence, and were welcomed by the presiding officer and the members:

Seventh grade students from St. Stephen School in Beaver Dam, guests of Representative Goetsch.

Verdell Hollingstad from Sparta, guest of Representative Musser.

Representative Hauke moved that the assembly stand adjourned until 10:00 A.M. on Tuesday, February 16.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

4:55 P.M.